

MCEA, et al

Petitioners

v.

DEPARTMENT OF BUDGET
AND MANAGEMENT, et al

Respondents

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IN THE

CIRCUIT COURT

FOR

BALTIMORE CITY

CASE NO.: 24-C-07-004239

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ORDER

Upon consideration of the memoranda filed by the parties, argument heard on January 3, 2008, the decision of the State Labor Relations Board, and the record, this Court finds that a substantial right of Petitioners was prejudiced because the State Labor Relations Board's decision was affected by an error of law; that the complaint of Petitioners was not ripe for summary judgment; that the relief requested by Petitioners before the State Labor Relations Board is not available because the matter is moot; and that the circumstances giving rise to the petition are nevertheless capable of repetition. Therefore, it is this 8 day of January, 2008, by the Circuit Court for Baltimore City, Part 30, hereby

ORDERED:

1. That the decision of the State Labor Relations Board is REVERSED;
2. That this matter is remanded to the State Labor Relations Board for the purpose of establishing criteria pursuant to the notice provisions of State Personnel and Pensions § 3-208(d), with the Board encouraged to include in that criteria the following:
 - a. that the notification to employees required by State Personnel and Pensions § 3-208(d) be dated and signed;

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- b. that the notification be delivered by 1st class mail; and
 - c. that the notification to employees specifically identify all of the method(s) through which employees may notify their employers that they do not want their personal information released to an exclusive representative under State Personnel and Pensions § 3-208(d)(2); and
3. That costs of these proceedings be waived.

M. BROOKE MURDOCK, JUDGE

Judge's Signature on Original Document only

[Handwritten signature]

cc: Hillary Galloway, Esq.
L. Kristine Hoffman, Esq.

TRUE COPY

TEST

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11/1/04